

U.S. Department of Justice

United States Attorney  
Southern District of New York86 Chambers Street  
New York, New York 10007

August 15, 2008 AUG 15 2008

BY FAXHonorable Robert W. Sweet  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 1920  
New York, New York 10007-1312Re: Debbie Trainor v. Astrue  
07 Civ. 9793 (RWS)

Dear Judge Sweet:

This Office represents the Commissioner of Social Security, defendant in this action. I write respectfully to request an extension of defendant's time to respond to plaintiff's motion for attorney fees.

The Court signed a stipulation for remand in this matter on June 24, 2008, and judgment was entered on July 8, 2008. Plaintiff filed a motion for attorney's fees on July 31, 2008. Defendant's response is due Tuesday, August 19, 2008. The parties are attempting to settle the matter of fees in this case. Accordingly, I respectfully request that the time in which to respond to plaintiff's motion be extended by thirty days, to September 18, 2008. Plaintiff has kindly consented to this request.

Thank you for your consideration of this matter.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

By:

Susan C. Branagan  
SUSAN C. BRANAGAN  
Assistant United States Attorney  
Telephone: (212) 637-2804  
Fax: (212) 637-2750cc: Irwin Portnoy, Esq.  
By Fax